

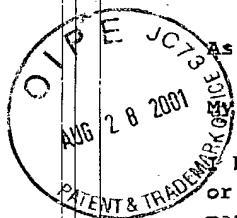
AUG 23 2001 12:34PM

FLEHR HOHBACH TEST

DECLARATION FOR PATENT APPLICATION

NO. 41164-PP3

# 3



As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled IN VIVO PRODUCTION OF CYCLIC PEPTIDES, the specification of which

(check  
one)

☐

is attached hereto.

☒

was filed on MARCH 6, 2001 as  
Application Serial No. 09/800,770  
and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

Yes

No

I hereby claim the benefit under Title 35, United States Codes, §119/ §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/187,130  
(Application Serial No.)

MARCH 6, 2000  
(Filing Date)

abandoned  
(Status)

AUG. 23. 2001 12:34PM

FLEHR HOHBACH TEST

NO. 4116 P. 4

Direct all telephone calls to ROBIN M. SILVA at (415) 781-099.

Address all correspondence to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187

File No. A-68614-1/DJB/RMS/RMK

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or

first inventor:

TODD M. KINSELLA

Inventor's signature:

Todd M. Kinsella

Date:

August 23, 2001

Residence:

MOUNTAIN VIEW, CALIFORNIA

Citizenship:

U.S.A.

Post Office Address:

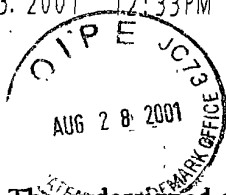
1171 BORANDA AVENUE

MOUNTAIN VIEW, CALIFORNIA 94040

AUG. 23. 2001 12:33PM

FLEHR HOHBACH TEST

NO. 4116 P. 2



**POWER OF ATTORNEY BY ASSIGNEE**  
(Not Accompanying Application)

The undersigned assignee of the entire interest in application for letters patent entitled: **IN VIVO PRODUCTION OF CYCLIC PEPTIDES** and having the named inventors: **TODD M. KINSELLA**, Serial No. 09/800,770 filed on or about the 6th day of March, 2001, hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; said appointment to be to the exclusion of the inventor(s) and his (their) attorney(s) in accordance with the provisions of 37 C.F.R. 3.71: Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Donald N. MacIntosh, Reg. No. 20,316; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Robert B. Chickering, Reg. No. 24,286; Richard F. Trecartin, Reg. No. 31,801; Steven F. Caserza, Reg. No. 29,780; Michael A. Kaufman, Reg. No. 32,988; Edward N. Bachand, Reg. No. 37,085; R. Michael Ananian, Reg. No. 35,050; Robin M. Silva, Reg. No. 38,304; Maria S. Swiatek, Reg. No. 37,244; Todd A. Lorenz, Reg. No. 39,754 and Renee M. Kossiak, 47,717 provided that if any one of said attorneys ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's appointment as attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

In accordance with 37 CFR 3.73 the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Direct all telephone calls to ROBIN M. SILVA at (415) 781-1989.

Address all correspondence to:

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FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187

Assignee: RIGEL PHARMACEUTICALS, INC.

By: Brian C. Cunningham  
(typed name)

Title: Sr. Vice President, COO & CFO

Signature: Brian Cunningham

Date: August 23, 2001

Address: 240 East Grand Avenue

South San Francisco, California 94080

File No.: A68614-1/DJB/RMS/RMK

Form #1.09 (8058)

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